

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

July 29, 2003

DIVISION ONE

B156577 Natel Engineering Company, Inc. (Not for Publication)
 v.
 General Insurance Consultants, Inc., et al.

On Natel's appeal, we affirm the summary judgment and orders denying the motion for leave to amend, reconsideration, and new trial. Respondents are awarded costs. We dismiss the broker's cross-appeal as moot. The parties are to bear their own costs on the cross-appeal.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
 Mallano, J.

B160080 People (Not for Publication)
 v.
 Mendias

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Ortega, Acting P.J.
 Mallano, J.

July 29, 2003 (Continued)

DIVISION ONE (Continued)

B162511 People (Not for Publication)

V.
Gilliam

The judgment is affirmed and the cause is remanded to the trial court with directions to modify the employment restriction to conform to the terms of the negotiated plea.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Mallano, J.

B161186 Soldo (Not for Publication)

V.
City of Los Angeles, et al.

The judgment is affirmed.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Mallano, J.

B157855 Sutovsky, et al. (Not for Publication)

V.
Mercedes-Benz USA, Inc.

The judgment is affirmed. Mercedes-Benz is entitled to its costs of appeal.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
Ortega, J.

DIVISION ONE (Continued)

B160853 Hussey-Head (Not for Publication)

v.

World Savings and Loan Association

The judgment is reversed and the cause is remanded to the trial court with directions to place the case back on track for trial. Hussey-Head is awarded her costs of appeal.

Vogel (Miriam A.), J.

We concur: Spencer, P.J.
 Ortega, J.

B158483 Astalis (Not for Publication)

v.

Hsu

The judgment and sanction orders are affirmed. Hsu is awarded her costs of appeal.

Vogel (Miriam A.), J.

We concur: Ortega, Acting P.J.
 Mallano, J.

B161830 People (Not for Publication)

v.

Hankins

The judgment is reversed as to counts 3 and 4. The matter is remanded for the trial court to enter a judgment of acquittal as to those counts and for resentencing. Per Penal Code section 654, the trial court is to stay sentence on count 2. In all other respects, the judgment is affirmed.

Ortega, Acting P.J.

We concur: Vogel (Miriam A.), J.
 Mallano, J.

DIVISION THREE

B163050 Brenda Perez (Not for Publication)
 v.
 Tutor-Saliba Corporation

Plaintiff's request for sanctions on appeal is denied. The August 26, 2002, judgment is modified to correct the amount of attorney fees to \$741,500 and to order interest on \$741,500 in attorney fees and \$20,751.91 in costs to accrue from August 26, 2002. The judgment is otherwise affirmed. The parties are ordered to bear their own costs on appeal.

Kitching, J.

We concur: Klein, P.J.
 Croskey, J.

B165101 People (Not for Publication)
 v.
 Talamontes

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

B165291 People (Not for Publication)
 v.
 Sims

The order placing Sims in the deferred entry of judgment program is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

July 29, 2003 (Continued)

DIVISION THREE (Continued)

[illegible]

The judgment is affirmed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

B158616 Stanley Zimmerman, et al. (Not for Publication)
v.
Accredited Home Lenders, Inc.

The judgment is affirmed. Respondent(s) to recover costs.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

B153506 City of Hawthoren ex rel. Howard F. Wohlner
v.
H & C Disposal Company

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION FOUR

B164047 People (Not for Publication)
v.
McMahan

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Hastings, J.

July 29, 2003 (Continued)

DIVISION FOUR (Continued)

B162739 People (Not for Publication)
v.
Costello

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Epstein, J.
Curry, J.

B158353 People (Not for Publication)
v.
Williams

The judgment is affirmed.

Epstein, J.

We concur: Vogel (C.S.), P.J.
Curry, J.

B145238 People (Not for Publication)
v.
Hernandez

The judgment is reversed. The matter is remanded for a new trial.

Curry, J.

We concur: Vogel (C.S.), P.J.
Epstein, J.

B161999 Los Angeles County, D.C.S. (Not for Publication)
v.
Yvonne G.

The order of the juvenile court is affirmed.

Curry, J.

We concur: Epstein, Acting P.J.
Hastings, J.

DIVISION FOUR (Continued)

B161639 Los Angeles County, D.C.S. (Not for Publication)
v.
Howard B.

The August 8, 2002, order modifying the permanent plan and terminating parental rights is reversed. The matter is remanded for further proceedings consistent with this opinion.

Curry, J.

We concur: Vogel (C.S.), P.J.
 Hastings, J.

B158543 Soratorio (Not for Publication)
v.
Gonzalez

The judgment (order of dismissal) is affirmed.

Hastings, J.

We concur: Vogel (C.S.), P.J.
 Curry, J.

B159378 Eller Media Company (Not for Publication)
v.
City of Los Angeles, et al.

The judgment is affirmed.

Vogel (C.S.), P.J.

We concur: Hastings, J.
 Curry, J.

July 29, 2003 (Continued)

DIVISION FOUR (Continued)

B161927 Saleh (Not for Publication)
v.
State Board of Equalization of the State of California

The judgment is affirmed.

Curry, J.

We concur: Vogel (C.S.), P.J.
Hastings, J.

B163806 Bokassa
v.
Shelter First Ford Hotel et al.

Filed order denying petition for rehearing.

DIVISION FIVE

B161741 Doctor's Medical Laboratory, Inc. (Not for Publication)
v.
Director, State Department of Health Services

The judgment is affirmed. Respondent(s) to recover costs.

Turner, P.J.

We concur: Grignon, J.
Armstrong, J.

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The appeal is dismissed.

Turner, P.J.

We concur: Grignon, J.
Armstrong, J.

July 29, 2003 (Continued)

DIVISION FIVE (Continued)

B166081 Universal City Studio, Inc. etc (Certified for Publication)

v.

S.C.L.A.

Unity Pictures Corporation

The motion to seal is denied. The records are ordered returned to defense counsel. Defendant shall have 10 days to file any documents it desires but they are not to be filed under seal.

Turner, P.J.

We concur: Grignon, J.
 Armstrong, J.

DIVISION SEVEN

B159016 Hallstrom (Not for Publication)

v.

Feldman

The judgment is affirmed. Respondent(s) to recover costs.

Woods, J.

We concur: Perluss, P.J.
 Munoz, J. (Assigned)

B159041 People (Not for Publication)

v.

Dowell

The judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
 Munoz, J. (Assigned)

July 29, 2003 (Continued)

DIVISION SEVEN (Continued)

B165388 Smithkline Beecham Corp. (Not for Publication)
v.
Superior Court, Los Angeles County
(Avare, et al., r.p.i.)

A writ of mandate shall issue directing respondent to vacate its order denying petitioner's motion to dismiss the complaint as to Real Parties in Interest and to issue a new and different order granting the motion to dismiss the complaint as to the Real Parties in Interest. Petitioner to recover on this proceedings.

Woods, J.

We concur: Perluss, P.J.
 Johnson, J.

DIVISION EIGHT

Court convened at 9:02 a.m.

Present: Cooper, P.J., Rubin, J., Boland, J. and Connie Hon, Deputy Clerk.

Each of the following:

B162871 People v. Emmanuel O.
B162836 People v. Najera
B167357 Robert M. v. SCLA (DCFS)
B167145 Diamon A., et al. v. SCLA (DCFS)

Argument waived, cause submitted.

B156684 People
v.
Ewells

The matter is continued to September 26, 2003, at 9:00 a.m.

DIVISION EIGHT (Continued)

B159198 Blunden
 v.
 Slatkin,
 Yurosko, et al.

Merits:

Argued by Gina McCoy for respondent (Slatkin) and appearance only
Kathryn Albarian for respondents and no appearance for appellant. Cause
submitted.

B161291 People
 v.
 Harris

Merits:

Argued by Eileen S. Kotler for appellant and by Robert M. Snider, Deputy
Attorney General for respondent. Cause submitted.

B161868 People
 v.
 Pugh

Merits:

Argued by Gerald F. Moriarty for appellant and by Roy S. Preminger,
Deputy Attorney General for respondent. Cause submitted.

B163686 Rivera
 v.
 Workers Compensation Appeals Board,
 State Compensation Insurance Fund, et al., Respondent

Merits:

Argued by Nestor A. Michelena for petitioner and by Louis Harris for
respondents. Cause submitted.

DIVISION EIGHT (Continued)

B166963 The People
 v.
 Superior Court, Los Angeles County
 (Vasquez, r.p.i.)

Merits:

Argued by Roberta Schwartz, Deputy District Attorney for petitioner and by Jack Weedon, Deputy Public Defender for real party in interest. Cause submitted.

B164033 Los Angeles Times Communications, et al.
 v.
 Los Angeles County Board Of Supervisors

Merits:

Argued by Alonzo Wickers for appellants and by Thomas F. Winfield for respondent. Cause submitted.

Court adjourned 10:48 a.m.

B166743 Los Angeles County, D.C.S.
 v.
 Orlando C.,
B167579 Los Angeles County, D.C.S.
 v.
 Michelle H. and Orlando C.,

Filed order consolidating above captioned appeals.